



Certificate Under 37 CFR 1.8(a)

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first-class mail in an envelope addressed to: Commissioner for Patents and Trademarks, P.O. Box 1450, Alexandria, VA 22313-1450

on January 12, 2005

Carolyn Beason-Wright
Carolyn Beason-Wright

Patent
Case No. 8627/114 (PA-5262-RFB)

IN THE UNITED STATES PATENT & TRADEMARK OFFICE

| | | |
|----------------------------------|---|-------------------------|
| In re: patent application of |) | |
| |) | |
| Fred T. Parker, et al. |) | |
| |) | |
| Serial No.: 09/905,017 |) | Examiner: Maiorino, Roz |
| |) | |
| Filed: July 13, 2001 |) | Group Art Unit: 3763 |
| |) | |
| MEDICAL DEVICE INCLUDING TUBE |) | |
| HAVING A BRAID AND EXPANDED COIL |) | |

**NOTICE OF APPEAL FROM THE EXAMINER
TO THE BOARD OF PATENT APPEALS AND INTERFERENCES**

MAIL STOP AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Applicant hereby appeals to the Board of Appeals from the decision dated August 26, 2004 of the Examiner finally rejecting Claims 1-12, 14 and 19.

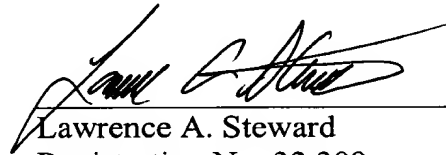
The item(s) checked below are appropriate:

1. ☐ An extension of time to respond to the final rejection was granted on _____ for _____ month(s).
2. ☒ A timely response to the final rejection has been filed, as provided in 841 O.G. 1411.

3. ☒ Fee \$500.00 Other than a Small Entity
- ☒ Enclosed
- ☐ Not required (Fee paid in prior appeal)
- ☐ Charge to Deposit Account No. 23-1925 (One additional copy of this Notice enclosed herewith)
- ☒ The Commissioner is hereby authorized to charge payment of any additional filing fees required under 37 CFR § 1.16 and any patent application processing fees under 37 CFR § 1.17 associated with this communication or credit any overpayment to Deposit Account No. 23-1925. A duplicate copy of this sheet is enclosed.
4. ☒ I hereby petition under 37 CFR § 1.136(a) for any extension of time required to ensure that this paper is timely filed. Please charge any associated fees which have not otherwise been paid to Deposit Account No. 23-1925. A duplicate copy of this sheet is enclosed.

Respectfully submitted,

Dated: Jan. 12, 2004


Lawrence A. Steward
Registration No. 32,309
Attorney for Applicant

BRINKS HOFER GILSON & LIONE
One Indiana Square, Suite 1600
Indianapolis, IN 46204
(317) 636-0886